

PROPOSAL FOR NUTRIENTS AND WATER TRANSFERS
INCORPORATING WQSAC COMMENTS OF 5/10/2004 MEETING

Amend Section Env-Ws 1703.14 (#7151, eff 12-10-99) Nutrients to read as follows:

Env-Ws 1703.14 Nutrients.

- (a) Class A waters shall contain no phosphorus or nitrogen unless naturally occurring.
- (b) Class B waters shall contain no phosphorus or nitrogen in such concentrations that would impair any existing or designated uses, unless naturally occurring.
- (c) Existing discharges containing either phosphorus or nitrogen which encourage cultural eutrophication shall be treated to remove phosphorus or nitrogen to ensure attainment and maintenance of water quality standards.
- (d) There shall be no new or increased discharge *of sewage or waste containing* phosphorus into lakes or ponds *or to tributaries of lakes or ponds*.
- ~~(e) There shall be no new or increased discharge(s) containing phosphorus or nitrogen to tributaries of lakes or ponds that would contribute to cultural eutrophication or growth of weeds or algae in such lakes and ponds.~~

Source. #7151, eff 12-10-99

Amend Section Env-Ws 1708.12 (#7151, eff 12-10-99) Transfer of Water to Public Water Supplies to read as follows:

Env-Ws 1708.12 Transfer of Water to Public Water Supplies. ~~The transfer of waters from rivers, streams, lakes, or ponds to waters used as a public water supply shall be subject to~~ ***When water is transferred from one waterbody to another, the following conditions shall apply:***

~~(a) Both the source water in the area of the withdrawal and the receiving water shall be acceptable for water supply uses after treatment;~~

(a) ***Transferred water may be treated to comply with the provisions of this section***

(b) The chemical, and physical ***and biological*** water quality parameters ***characteristics*** of the source ~~transferred~~ water shall be at least equal to the water quality of the receiving water ***not adversely affect aquatic life or other designated uses in the receiving water;***

(c) ***The transferred water shall not contain species of aquatic life that would adversely affect the species of aquatic life in the receiving water;***

~~(e) The biological characteristics of the source water shall be compatible with those of the receiving water and shall not contain species of aquatic life that would adversely affect the species of aquatic life in the receiving water;~~

(d) ***Withdrawal of water shall not adversely affect the physical or chemical characteristics, the aquatic life or other designated uses in the source water; and***

~~(e) The transfer and withdrawal shall both be considered significant under Env-Ws 1708.09, for the purposes of antidegradation review: comply with the antidegradation provisions of this part.~~

Source. #7151, eff 12-10-99